BOARD OF SUPERVISORS COUNTY OF STAFFORD STAFFORD, VIRGINIA

MINUTES

Adjourned Meeting April 25, 2006

<u>Call to Order.</u> A regular meeting of the Stafford County Board of Supervisors was called to order by Robert C. Gibbons, Chairman, at 7:00 P. M., Tuesday, April 25, 2006, at Colonial Forge High School.

<u>Roll Call.</u> The following members were present: Jack R. Cavalier, Vice Chairman; Mark Dudenhefer; Peter J. Fields; Robert C. Gibbons, Chairman; Paul V. Milde III; George H. Schwartz; and M. S. 'Joe' Brito.

Also in attendance were: Steve Crosby, County Administrator; Joe Howard, County Attorney; and Marty Y. Beard, Chief Deputy Clerk.

<u>Invocation.</u> Mr. Fields gave the Invocation.

<u>Pledge of Allegiance.</u> Mr. Cavalier led in the recitation of the Pledge of Allegiance to the Flag of the United States of America.

Budget; Consider 2006 Tax Rates.

The Chairman opened a public hearing.	
The following persons spoke:	
Edward Sullivan	
Susan Doepp	
Karen Clore	
Angie Lynch	
Theresa Aberg	
Teresa Padgett	
Margaret Loury	
Julie Klocek	
Laura Dean	
Allie Starbuck	
Kim Gilby	
Paul Dugas	
Carole Starbuck	
Kim Miller	
Loretta King	
Ty Hensell	
Sally Hilldrup	
Samantha Kidby	
Merri Chapman	
Kathy Beverino	
Lori Burderson	
Beth McKinney	
Patricia Breland	
Colleen Wieners	
Michael Mulgren	
Rick Scriven	
Janet	

Bettina McWhirt

William Raybold Alane Callander Ann Lewis Kelly Haden **Bonnie Norton** Patricia Joshi Alicia Knight Vernon Blaisell Jim Grayson George Marshall The Chairman closed the public hearing. No action was to be taken at this time. Recess. At 8:50 P. M., the Chairman declared a recess. <u>Call to Order.</u> At 9:00 P. M. the Chairman called the meeting back to order. Legislative; Extend Planning Commission Additional Time for Study of the Water Resource Overlay District. The County Administrator gave a presentation. Mr. Milde motioned, seconded by Mr. Dudenhefer, to adopt proposed Resolution R06-234. Discussion ensued. Mr. Brito made a substitute motion, seconded by Mr. Fields, to adopt proposed

Discussion further ensued.

Resolution R06-229 with a change for a 90 day extension.

The Roll Call on the substitute motion was:

Yea: (3) Fields, Schwartz, Brito

Nay: (4) Dudenhefer, Gibbons, Milde, Cavalier

The Roll Call on the original motion was:

Yea: (3) Dudenhefer, Gibbons, Milde

Nay: (4) Cavalier, Fields, Schwartz, Brito

Mr. Cavalier motioned, seconded by Mr. Schwartz, to adopt proposed Resolution R06-229 with a change for a 30 day extension.

The Roll Call was:

Yea: (5) Fields, Gibbons, Schwartz, Brito, Cavalier

Nay: (2) Milde, Dudenhefer

Resolution R06-229 reads as follows:

A RESOLUTION TO REFER AN AMENDMENT TO THE ZONING
ORDINANCE REGARDING THE WATER RESOURCE PROTECTION
OVERLAY DISTRICT TO THE PLANNING COMMISSION AND MAKE
MODIFICATIONS AS DEEMED NECESSARY

WHEREAS, the Board recognizes that certain areas of the County have environmentally sensitive resources; and

WHEREAS, the Board believes that these areas should be afforded additional protection measures; and

WHEREAS, the Comprehensive Plan includes goals for preservation and enhancement of the County's natural resources; and

WHEREAS, those goals include directing development to minimize impact on sensitive environmental resources such as wetlands, floodplains, steep slopes, poor soils, streams, forested areas and shorelines; directing developments to protect slopes greater than 25 percent especially where adjacent to streams and rivers; protecting habitats of threatened and endangered species through establishment of conservation overlay districts; and requiring environmental conditions inventory and mitigation plans for new development; and

WHEREAS, the County's Wildlife Habitat Protection Plan provides recommendations for protection of natural resources; and

WHEREAS, the Chesapeake Bay Preservation Area Plan encourages preservation of sensitive areas adjacent to tidal water bodies and streams with perennial flow; and

WHEREAS, development activities threaten natural resources through encroachment of man-made features and deposition by erosion; and

WHEREAS, the Board believes that current zoning regulations do not adequately promote good development practices in consideration of these resources; and

WHEREAS, the Board finds that public necessity, convenience, general welfare or good zoning practice requires adoption of such an ordinance;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 25th day of April, 2006, that Proposed Ordinance O06-15 be and it hereby is referred to the Planning Commission for its review and modifications as deemed necessary for a period not to exceed thirty (30) days.

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Mr. Fields motioned, seconded by Mr. Schwartz, to adopt proposed Resolution R06-232.

The Roll Call was:

Yea: (7) Gibbons, Milde, Schwartz, Brito, Cavalier, Dudenhefer, Fields

Nay: (0)

Resolution R06-232 reads as follows:

A RESOLUTION TO WITHDRAW RESOLUTION R06-61
WATER RESOURCE PROTECTION OVERLAY DISTRICT
ORDINANCE

WHEREAS, the Board, at its January 17, 2006 meeting, voted by Resolution R06-61 to refer recommended changes on an amendment to the Water Resource Protection Overlay District Ordinance (formerly known as Sensitive Resource Overlay District) to the Planning Commission; and

WHEREAS, Section 15.2-2285 of the Code of Virginia, 1950, as amended, stipulates that the Planning Commission must act within one hundred (100) days of its first meeting after the Amendment was referred by the Board; and

WHEREAS, the Planning Commission has requested the Board allow an additional ninety (90) days for a recommendation;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 25th day of April, 2006, that Resolution R06-61 be and it hereby is rescinded and the Water Resource Protection Overlay District Ordinance be and it hereby is withdrawn from the Planning Commission.

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<u>Legislative</u>; Extend Planning Commission Additional Time for Action on an Amendment to the Comprehensive Plan Regarding the Widewater Plan. The County Administrator

gave a presentation.

Mr. Cavalier motioned, seconded by Mr. Fields, to adopt proposed Resolution R06-239.

Discussion ensued.

The Roll Call was:

Yea: (7) Milde, Schwartz, Brito, Cavalier, Dudenhefer, Fields, Gibbons

Nay: (0)

Resolution R06-239 reads as follows:

A RESOLUTION TO WITHDRAW RESOLUTION R06-85
REFERRING AN AMENDMENT TO THE COMPREHENSIVE
PLAN REGARDING THE WIDEWATER AREA

WHEREAS, the Board, at a meeting on February 7, 2006, voted by Resolution R06-85 to refer an amendment to the Comprehensive Plan Regarding the Widewater Area to the Planning Commission; and

WHEREAS, the Board requested that the Planning Commission report its recommendation within sixty (60) days; and

WHEREAS, the time limit for action was April 7, 2006; and

WHEREAS, the Planning Commission held a public hearing on April 5, 2006 and has requested additional time to take action; and

WHEREAS, the Board desires to consider the Widewater Plan at a later date in conjunction with the update of the Comprehensive Plan;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 25th day of April, 2006, that Resolution R06-85 be and it hereby is rescinded and the amendment to the Comprehensive Plan regarding the Widewater Area be and it hereby is withdrawn from the Planning Commission; and

BE IT FURTHER RESOLVED that the Widewater Plan be considered by the Planning Commission during the update of the Comprehensive Plan.

<u>Adjournment.</u> At 9:50 P.M., the Chairman declared the meeting adjourned to Wednesday, April 26, 2006, at 6:00 P.M., in Board Chambers, Stafford County Administration Center

Steve Crosby	Robert C. Gibbons
County Administrator	Chairman